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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/807,687	04/16/2001	Knuth Albertsen	PHD 99.105US	2360
75	90 06/03/2002			
Philips Electronics North America Corporation			EXAMINER	
580 White Plains Road Tarrytown, NY 10591			HA, NGUYEN T	
			ART UNIT	PAPER NUMBER
			2831	
			DATE MAILED: 06/03/2002	

Please find below and/or attached an Office communication concerning this application or proceeding.

PTO-90C (Rev. 07-01)

MC

## **Advisory Action**

Application No. 09/807,687

Applicant(s)

Aachen et al

Examiner

Nguyen Ha

Art Unit 2831

THE REPLY FILED May 20, 2002 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.  Therefore, further action by the applicant is required to avoid the abandomment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.  THE PERIOD FOR REPLY (check only a) or bl)  a) \( \times \t		
Therefore, further action by the applicant is required to avoid the abandomment of this application. A proper febry role arrivelection under 37 CFR 1.131 may only be either: (1) a timely filed emandment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal feet); or (3) a timely filed Request for Continued Exemination (RCE) in compliance with 37 CFR 1.114.  a) \( \times \tim		The MAILING DATE of this communication appears on the cover sheet with the correspondence address
a)	Theref rejecti allowa	ore, further action by the applicant is required to avoid the abandonment of this application. A proper reply to a final on under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for ince; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination in compliance with 37 CFR 1.114.
b)		
is later. In no event, however, will the statutory period for reply expire later than StA MONI Is 7 from the making depotion. ONLY CHECK THIS BOX WHEN THE IRRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(ii).  Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension face have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension facility of the corresponding amount of the fee. The appropriate extension facility of the corresponding to the corresponding amount of the fee. The appropriate extension facility of the corresponding to the corresponding amount of the fee. The appropriate extension facility of the corresponding to the filed period set for the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).  1. A Notice of Appeal was filed on		
extension fee have been filed is the date for purposes of determining the period of extension and the corresponding anount of the risk-time appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the sepiration date of the short correct saturation have months after the appropriate extension fee detection, even if timely filed, may reduce any carried patient term adjustment. See 37 CFR 1.704(b).  1. A Notice of Appeal was filed on		is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION.  See MPEP 706.07(f).
2. ☐ The proposed amendment(s) will not be entered because:  (a) ☐ they raise new issues that would require further consideration and/or search (see NOTE below);  (b) ☐ they raise the issue of new matter (see NOTE below);  (c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or  (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims.  NOTE:  3. ☐ Applicant's reply has overcome the following rejection(s):  ———————————————————————————————————	ext app set ma	ension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The propriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the illing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).
(a) ☐ they raise new issues that would require further consideration and/or search (see NOTE below); (b) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims.  NOTE:  3. ☐ Applicant's reply has overcome the following rejection(s):  ———————————————————————————————————	1. 🗆	A Notice of Appeal was filed on Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.
(b) ☐ they raise the issue of new matter (see NOTE below); (c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims.  NOTE:  3.☐ Applicant's reply has overcome the following rejection(s):  4.☐ Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).  5.☒ The a) ☐ affidavit, b) ☐ exhibit, or c) ☒ request for reconsideration has been considered but does NOT place the application in condition for allowance because:  The arguments filed 5/20/2002 have been fully considered, but they are not persuasive.  6.☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.  7.☒ For purposes of Appeal, the proposed amendment(s) ali☒ will not be entered or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.  The status of the claim(s) is (or will be) as follows:  Claim(s) allowed:  Claim(s) rejected: 1-12  Claim(s) withdrawn from consideration:  The proposed drawing correction filed on is a) ☐ approved or b) ☐ disapproved by the Examiner of the proposed drawing correction filed on is a) ☐ approved or b) ☐ disapproved by the Examiner of DEAN A. REICHARD	2. 🗆	The proposed amendment(s) will not be entered because:
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